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Attorney Docket No. 20518/47 (1828K)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Perry et al. CONFIRMATION NO.: 8720
APPLICATION NO.: 10/784,323 GROUP ART UNIT: 3764
FILED: February 23, 2004 EXAMINER: Not Yet Assigned
FOR: *COMPRESSION TREATMENT SYSTEM*

CERTIFICATE OF MAILING

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450 on:

By: Michelle A. Phinney
Michelle A. Phinney

August 6, 2004
Date

INFORMATION DISCLOSURE STATEMENT

MAIL STOP AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Pursuant to 37 C.F.R. §§ 1.97 and 1.98, Applicants hereby submit an Information Disclosure Statement for consideration by the Examiner.

I. LIST OF PATENTS, PUBLICATIONS OR OTHER INFORMATION

The patents, publications or other information submitted for consideration by the Office are listed on PTO-1449, attached hereto.

II. COPIES

- a. X Submitted herewith is a legible copy of (i) each *U.S. and foreign patent; (ii) each publication or that portion which caused it to be listed; and (iii) all other information or that portion which caused it to be listed.

*** Waiver**

The Office hereby waives the requirement under 37 CFR 1.98 (a)(2)(i) for submitting a copy of each cited U.S. patent and each U.S. patent application publication for all U.S. national patent applications filed after June 30, 2003 and for all international applications that have entered the national stage under 35 USC § 371 after June 30, 2003. *See* 37 CFR 1.491(b).

III. CONCISE EXPLANATION OF THE RELEVANCE

(check at least one box)

- a. X Except as may be indicated below in (b), **all of the patents, publications or other information are in the English language** or were cited in an English language Search Report, a copy of which is attached hereto **(concise explanation not required)**.
- b. _____ A concise explanation of the relevance of all patents, publications or other information listed that is not in the English language is as follows:
- c. _____ The following additional information is provided for the Examiner's consideration:

FEES

IV. **THIS IDS IS BEING FILED UNDER 37 C.F.R. § 1.97(b)**

(check one box)

- a. ☐ within three months of the filing date of a national application (37 C.F.R. § 1.97(b) (1)). No fee or certification is required.
- b. ☐ within three months of the date of entry of the national stage as set forth in §1.491 in an international application (37 C.F.R. § 1.97(b) (2)). No fee or certification is required.
- c. ☒ **before the mailing date of a first Action on the merits (37 C.F.R. § 1.97(b) (3)). No fee or certification is required.** In the event that a first Office Action on the merits has been issued, please consider this IDS under 37 C.F.R. § 1.97(c) and see the certification under 37 C.F.R. § 1.97(e)below, or, if no certification has been made, charge our deposit account 500369 a fee in the amount of \$180.00 as required by 37 C.F.R. § 1.17(p).

V. **THIS IDS IS BEING FILED UNDER 37 C.F.R. § 1.97(c):**

(check one box)

before the mailing date of a Final Office Action under 37 C.F.R. § 1.113 (See 37 C.F.R. § 1.97(c) (1)) or before the mailing date of a Notice of Allowance under 37 C.F.R. § 1.311 (See 37 C.F.R. § 1.97(c) (2)).

- a. ☐ No certification; therefore, a fee in the amount of \$180.00 is required by 37 C.F.R. § 1.17(p).

or

- b. ☒ See the certification below. No fee is required.

VI. CERTIFICATION UNDER 37 C.F.R. § 1.97(e) (check only one box)

The undersigned hereby certifies that

- a. _____ each item of information contained in the IDS was cited in a communication from a foreign Patent Office in a counterpart foreign application not more than three months prior to the filing of this IDS; or
- b. _____ no item of information contained in the IDS was cited in a communication from a foreign Patent Office in a counterpart foreign application or, to the best of my knowledge after making reasonable inquiry, was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this statement.
- c. _____ Some of the items of information were cited in a communication from a foreign Patent Office. As to this information, the undersigned certifies that each item of information contained in the IDS was cited in a communication from a foreign Patent Office in a counterpart foreign application not more than three months prior to the filing of this IDS. As to the remaining information, the undersigned hereby certifies that no item of this remaining information contained in the IDS was cited in a communication from a foreign Patent Office in a counterpart foreign application or, to the best of my knowledge after making reasonable inquiry, was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this statement.

_____ Please charge Deposit Account No. 500369 in the amount of \$180.00 for the above-indicated fee. A triplicate copy of this paper is attached.

 X No fee is required.

Application No.: 10/784,323

Filed: February 23, 2004

Group Art Unit: 3764

VII. THIS IDS IS BEING FILED UNDER 37 C.F.R. § 1.704(d) (PATENT TERM
ADJUSTMENT)

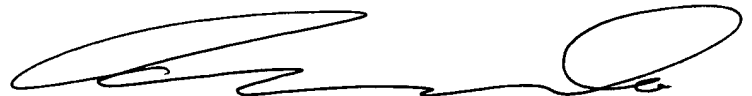
Applies to original applications (other than design) filed on or after May 29, 2000

- a. _____ Each item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart application and this communication was not received by any individual designated in § 1.56(c) more than thirty days prior to the filing of the Information Disclosure Statement.
- b. X Enclosed herewith is form PTO-1449.
- c. _____ Some of the listed references were cited in the enclosed International Search Report in a counterpart foreign application.

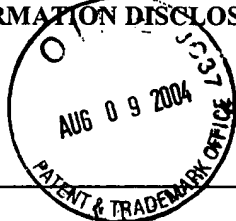
If the Examiner has any questions concerning this IDS, he/she is requested to contact the undersigned. If it is determined that this IDS has been filed under the wrong rule, the PTO is requested to consider this IDS under the proper rule (with a petition, if necessary) and charge the appropriate fee to Deposit Account No. 500369.

Respectfully submitted,

Date: 8-6-2004



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FORM PTO-1449
INFORMATION DISCLOSURE STATEMENT


ATTY DOCKET NO.

20518/47

SERIAL NO.

10/784,323

APPLICANT(S): Perry et al.

FILING DATE:

February 23, 2004

ART UNIT:

3764

UNITED STATES PATENT DOCUMENTS

EXAM. INITIAL		DOCUMENT NUMBER	DATE	INVENTOR	CLASS	SUB CLASS	FIL. DATE IF APPR
		3,307,533	03/07/1967	P.A. Meredith et al.	128	24	
		3,728,875	04/24/1973	Hartigan et al.	66	172 E	
		3,892,229	07/01/1975	Taylor et al.	128	24 R	
		4,013,069	03/22/1997	Hasty	128	24 R	
		4,030,488	06/21/1977	Hasty	128	24 R	
		4,091,804	05/30/1978	Hasty	128	24 R	
		4,156,425	05/29/1979	Arkans	128	24 R	
		4,198,961	04/22/1980	Arkans	128	24 R	
		4,207,875	06/17/1980	Arkans	128	24 R	
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		4,253,449	03/03/1981	Arkans et al.	128	24 R	
		5,007,411	04/16/1991	Dye	128	64	
		5,022,387	06/11/1991	Hasty	128	64	
		5,031,604	07/16/1991	Dye	128	64	

FOREIGN PATENT DOCUMENTS

		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB CLASS	TRAN Y/N

OTHER DOCUMENTS (INCLUDING AUTHOR, TITLE, DATE, PERTINENT PAGES, ETC.)

	Tyco Healthcare Kendall, SCD Response Catalog, 3/2000, pp. 1-2.
	Tyco Healthcare Kendall, SCD Soft Sleeve Catalog, 4/2001, pp. 1-2.
	The Kendall Company, Vascular Therapy Products Catalog, 1/1996, pps. 8-5 – 8-7.
	The Kendall Company, The New SCD Compression Sleeve, 8/1993, pp. 1-2.
	Tyco Healthcare Kendall, Prevention Gets Personal, 3/2001, pp. 1, 2, 4.
	Kendall SCD, Sequential Compression Sleeves, Patent Information, 1/1993, 6 pgs.

Examiner:

Date:

FORM PTO-1449 INFORMATION DISCLOSURE STATEMENT				ATTY DOCKET NO. 20518/47		SERIAL NO. 10/784,323	
				APPLICANT(S): Perry et al.			
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UNITED STATES PATENT DOCUMENTS							
EXAM. INITIAL		DOCUMENT NUMBER	DATE	INVENTOR	CLASS	SUB CLASS	FIL. DATE IF APPR
		5,186,163	02/16/1993	Dye	128	64	
		5,383,894	01/24/1995	Dye	606	201	
		5,437,610	08/01/1995	Cariapa et al.	601	152	
		5,575,762	11/19/1996	Peeler et al.	601	152	
		5,588,955	12/31/1996	Johnson, Jr. et al.	601	152	
		5,591,200	01/07/1997	Cone et al.	606	201	
		5,626,556	05/06/1997	Tobler et al.	601	151	
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		5,951,502	09/14/1999	Peeler et al.	601	149	
		6,001,119	12/14/1999	Hampson et al.	606	202	
		6,231,532	05/15/2001	Watson et al.	601	150	
		6,290,662	09/18/2001	Morris et al.	601	149	
		6,296,617	10/02/2001	Peeler et al.	601	152	
		6,315,745	11/13/2001	Kloecker	602	13	
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		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB CLASS	TRAN Y/N
OTHER DOCUMENTS (INCLUDING AUTHOR, TITLE, DATE, PERTINENT PAGES, ETC.)							
Examiner:				Date:			

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UNITED STATES PATENT DOCUMENTS							
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		6,544,202	04/08/2003	McEwen et al.	601	150	
		6,572,621	06/03/2003	Zheng et al.	606	64	
		6,589,267	07/08/2003	Hui	606	202	
		6,629,941	10/07/2003	Ishibashi et al.	601	152	
		6,440,093	08/27/2002	McEwen et al.	601	150	
		6,436,064	08/20/2002	Kloecker	602	13	
		D384,159	09/23/1997	Tsai	D24	215	
		D452,570	12/25/2001	Since	D24	200	
		D473,314	04/15/2003	Since	D24	200	
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		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB CLASS	TRAN Y/N
OTHER DOCUMENTS (INCLUDING AUTHOR, TITLE, DATE, PERTINENT PAGES, ETC.)							
		Publication No. 2002/0042583, 04/11/2002, Barak et al., 601/1					
Examiner:					Date:		